

1213.43382X00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): N. Moriwaki

Serial No.: 10/759,237

Filed: January 20, 2004

For: PACKET COMMUNICATION DEVICE

Art Unit: 2616

Examiner: Dewanda A. Samuel

RESPONSE

MS Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

August 18, 2008

Sir:

Applicants are in receipt of the August 12, 2008 Notice Requiring Excess Claims Fees, wherein the Office indicated that the excess claims filed by the August 9, 2008 Amendment was not accompanied by the appropriate payment of excess claims fees set forth in 37 CFR 1.16(h)-(j) or 1.492(d)-(f) and that the funds in the Deposit Account No. 501417 were insufficient to cover the entire fee due.

In response to the August 12, 2008 Notice, Applicants are submitting on even date herewith a credit card payment in the amount of \$800.00 for the excess of 16 claims over 20. Accordingly, Applicants respectfully request that the Examiner continue with examination of the above-referenced application.

In view of the foregoing amendments and remarks, Applicants submit that claims 2-23 are in condition for allowance. Accordingly, early allowance of the present application based on claims 2-23 is respectfully requested.

To the extent necessary, Applicants petition for an extension of time under 37 CFR 1.136. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, or credit any overpayment of fees, to the deposit account of MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C., Deposit Account No. 50-1417 (1213.43382X00).

Respectfully submitted,

MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.

/Carl I. Brundidge/
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CIB/jdc
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